

Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Currently amended) An apparatus for processing data placed on tracks on a data carrier which may have defects, the apparatus using a laser beam, the apparatus comprising: a servomechanism for guiding athe laser beam on said tracks by acting on a moving part that controls the laser beam, a controller device for controlling said moving part, an emulator which has an electrical behavior similar tothat emulates moving behavior of said moving part, a defect detector for providing a defect signal for the defects on said carrier, a switch controlled by said defect signal for applying the output of the emulator to the input of the controller device if defects are detected by said defect detector.

2. (Currently amended) An apparatus as claimed in claim 1 wherein the servomechanism acts on a radial direction.

3. (Original) An apparatus as claimed in claim 1 or 2 wherein the

servomechanism acts on focusing the laser beam.

4. (Currently amended) A method of processing data on a disc which may have defects, the method involving the following steps ~~efacts of~~: guiding a laser beam on said tracks of the disk by acting on a moving part which controls the laser beam, controlling said moving part by a controller device, using an emulator which has a similaran electrical behavior to that emulates moving behavior of said moving part, providing a defect signal for the defects on said carrier, applying the output of the emulator to the input of the controller device if defects are detected.

5. (Currently amended) A method as claimed in claim 4, wherein the act of the guiding comprising a step for the guidance concerning theis provided in a radial direction.

6. (Currently amended) A method as claimed in claim 4 or 5, the guiding comprising a step for the an act of focusing of the laser beam.